



Office of the Criminal Sheriff
Parish Of Orleans • State Of Louisiana

Marlin N. Gusman

Sheriff

July 30, 2010

Mr. Andrew D Kopplin
First Deputy Mayor/Chief Administrative Officer
City of New Orleans
1300 Perdido St.
New Orleans, LA 70112

Dear Mr. Kopplin:

Since the Consent Judgment signed as settlement and resolution to the Sheriff's December 21, 1989 Motion in United States District Court Case Civil Action 89-2443, amended by the Settlement Agreement signed and effective March 26, 2003, includes an agreement as to form and amount of city payments for housing inmates.

The Settlement Agreement addresses payment to the Sheriff's Office in three areas:

1. Payments for Inmates

Our budget request for these payments is based on our expected City inmate population for 2011. The City per diem is \$22.39 and we estimate the inmate population to be approximately 2,800 for a total of \$22,882,580. The inmate population is driven primarily by the number of arrests made by the police department. We are asking that the City of New Orleans pay a per diem rate of \$27.00 for an estimated total of \$27,594,000.

2. Court services

Our projected expenditures for court services are estimated at \$3,900,000 for 2011. We have continued to experience higher cost than in the past due to additional court security required for Criminal Court. The 2003 Agreement limits court billings to \$2,442,975 per annum. Our actual cost for 2009 was \$3,486,131 and we are estimating our 2010 cost to be \$3,250,000. We are asking that the City of New Orleans reimburse the Sheriff's Office for actual cost of Court services.

3. Medical Services

The City's payment for medical services provided to its inmates by the Sheriff, as per the agreement, is \$3,200,000 however; our projected expenditures for city inmates are estimated to be \$4,859,200 for 2011, our estimated cost for 2010 is \$5,540,000 and our actual expenses for 2009 was \$5,589,000. We are asking the City of New Orleans to reimburse the Sheriff's Office the actual cost of Medical Services and to amend the March 26, 2003 Settlement Agreement for the housing and care of inmates so that it can be more in line with 2011 costs.

We have attached our 2011 Budget which details revenues and expenditures by cost center. Although costs have substantially increased, the payments to the Sheriff's office have remained the same. Without an increase, we will not be able to meet our payroll and operating expenses. Unless the City of New Orleans agrees to an increase in per diem and other payments, we will be forced to seek a legal remedy.

We appreciate your attention to our budget request. If you have any questions, please contact me.

Sincerely,

Marlin N. Gusman
Sheriff

MNG/jtl